

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant(s): Olaf Winterhalter **Examiner:** Lenard A. Footland
Application 10/725,972 **Confirmation** 4970
Filed: December 2, 2003 **Group Art** 3682
For: **HYDRODYNAMIC BEARING FOR A SPINDLE MOTOR**

Mail Stop Non-Fee Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL LETTER FOR RESPONSE/AMENDMENT

Sir:

Transmitted herewith is a Response to the Restriction Requirement of January 18, 2006 for the above-identified patent application.

FEE FOR ADDITIONAL CLAIMS

- ☒ A fee for additional claims is not required.
☐ A fee for additional claims is required.

The additional fee has been calculated as shown below:

	Claims Remaining After Amendment	Highest Number Previously Paid For	Present Extra	Rate	Additional Fee
Total Claims		-	= 0	x \$50.00	= \$0.00
Independent Claims		-	= 0	x \$200.00	= \$0.00
First Presentation of a Multiple Dependent Claim				+ \$360.00	= \$0.00

TOTAL = \$0.00

- ☐ A check in the amount of \$XXX in payment of the fee for additional claims is transmitted herewith.
- ☒ The Commissioner is hereby authorized to charge payment of any additional fees required under 37 C.F.R. §§ 1.17 and 1.20 in connection with the paper(s) transmitted herewith, or credit any overpayment of same, to Deposit Account No. 50-0675, Order No. 057517.0011. A duplicate copy of this transmittal letter is transmitted herewith.
- ☐ Please Charge \$XXX to Deposit Account No. 50-0675, Order No. 057517.0011 in payment of the fee for additional claims. A duplicate copy of this transmittal letter is transmitted herewith.

EXTENSION FEE

- ☐ The following extension fee is applicable to the Reply filed herewith: \$XXX extension fee for response within XXX month(s) pursuant to 37 C.F.R. § 1.136(a).
- ☐ A check in the amount of \$XXX in payment of the extension fee is enclosed herewith.
- ☒ The Commissioner is hereby authorized to charge payment of any additional extension fee required under 37 C.F.R. § 1.17 in connection with the paper(s) transmitted herewith, or credit any overpayment of same, to Deposit Account No. 50-0675, Order No. 057517.0011. A duplicate copy of this transmittal letter is transmitted herewith.
- ☐ Please charge \$XXX extension fee to Deposit Account No. 50-0675, Order No. 057517.0011. A duplicate copy of this transmittal letter is transmitted herewith.

Respectfully submitted,

Schulte Roth & Zabel LLP
Attorneys for Applicant(s)
919 Third Avenue
New York, NY 10022
212-756-2000

Dated: February 2, 2006
New York, New York

By: Anna Vishev
Anna Vishev, Esq.
Reg. No. 45,018

CERTIFICATE OF MAILING

Date of Deposit: February 2, 2006

I hereby certify under 37 C.F.R. 1.8 that this correspondence and enumerated documents are being deposited with the United States Postal Service as First Class Mail with sufficient postage on the date indicated above and is addressed to the Mail Stop Non-Fee Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Name: Sarah Schlie

Signature: Sarah Schlie

Schulte Roth & Zabel, LLP



Docket No.: 57517-11

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Olaf Winterhalter

Serial No.: 10/725,972

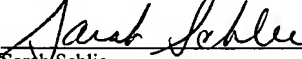
Filed: December 2, 2003

For: HYDRODYNAMIC BEARING FOR A SPINDLE MOTOR

Examiner: Lenard A. Footland Group Art Unit: 3682

Date of Deposit: February 2, 2006

I hereby certify that this paper or fee and enumerated documents is being deposited with the United States Postal Service "First Class Mail service under 37 CFR 1.8 on the date indicated above and is addressed to Mail Stop Non-Fee Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450


Sarah Schlie

Mail Stop Non-Fee Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO RESTRICTION REQUIREMENT OF JANUARY 18, 2006

Sir:

This is in response to the Restriction Requirement of January 18, 2006, on which the shortened statutory period for response expires on February 18, 2006, 2005.

The Examiner has stated that Figures, 2, 3, and 4 are patentably distinct species of the invention

In response to the Restriction Requirement, Applicant elects the Claims readable on Figure 2 (Claims 1-14), without traverse. Applicant, however, would like to clarify that Figures 3 and 4 show the same embodiment, where the pressure profile of this embodiment is shown in Figure 4.

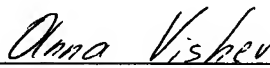
The Examiner is urged to telephone Applicant's undersigned counsel at the number noted below if it will advance the prosecution of this application, or with any suggestion to resolve any condition that would impede allowance. In the event that any extension of time is

required, Applicant petitions for that extension of time required to make this response timely.

Kindly charge any additional fee, or credit any surplus, to Deposit Account No. 50-0675, Order No. 057517-11.

Respectfully submitted,

Date: February 2, 2006



Anna Vishev
Reg. No. 45,018
Schulte Roth & Zabel, LLP
919 Third Avenue
New York, NY 10022